## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

DURAN IRVIN,		)				
		)				
	PLAINTIFF,	)				
		)	Civil	Action	No.	04-10295-
WGY						
V.		)				
		)				
ANDREA CABRAI	, ET AL.,	)				
		)				
	DEFENDANTS.	)				

## ORDER OF DISMISSAL

For the reasons stated in the Memorandum and Order of October 27, 2004, it is ORDERED:

this action is dismissed without prejudice pursuant to Rule 41(b)of the Federal Rules of Civil Procedure.

WILLIAM RUANE ACTING CLERK OF COURT

Dated: 11/3/04 By \_/s/ Barbara Morse Deputy Clerk